

**WAYS & MEANS COMMITTEE MEETING MINUTES**  
**MONDAY, SEPTEMBER 26, 2022**  
**1:30 P.M.**

PRESENT: D. Knapp, W. Wadsworth, E. Gott, D. LeFeber, D. Pangrazio, G. Deming, D. DiSalvo, M. Falk, M. Walker, I. Coyle, A. Ellis, B. Mann, S. Hillier  
ABSENT: D. Fanaro, D. Babbitt Henry

Ways & Means Chair Dwight Knapp asked County Treasurer Amy Davies to lead the Pledge of Allegiance.

**COUNTY ATTORNEY – SHANNON HILLIER (Attachments)**

**Pre-approved Informational Item(s) To Be Reported**

1. Weighted Vote Update/CGR Presentation by Kieran Bezila and Paul Bishop  
The County Attorney introduced Kieran Bezila and Paul Bishop. Mr. Bishop explained that they used Banzhaf Index method to get to a fair representation for town. We are always trying to get the best balance to show fair representation. Mr. Bezila reviewed the methodology and testing used trying to get to the lowest range of discrepancies. The County Attorney reviewed the next steps for adopting the local law.

**PERSONNEL ISSUES**

**CONFLICT DEFENDER – IAN COYLE**

**AMENDING A PORTION OF RESOLUTION NO. 2022-326 – CONFLICT DEFENDER**

WHEREAS, Resolution No. 2022-326 converted one (1) part time Assistant Conflict Defender position to a full-time position at the entry salary of 73,000.00; and

WHEREAS, a salary of \$79,000 is more appropriate for a Level 2/B experienced candidate per the County’s scheduled rates for attorneys; now, therefore, be it

RESOLVED, that the 2022 Livingston County Salary Schedule is amended as follows:

**Conflict Defender’s Office:**

- Amend one full time Assistant Conflict Defender salary from \$73,000.00 to \$79,000.00 effective immediately.
- and be it further

RESOLVED, that a portion of Resolution No. 2022-326 is hereby amended.

Director Comments: This position was expected to be level 1/A on the salary schedule with the assumption that it would be an entry level attorney. However, candidates with experience equivalent to level 2/B have expressed interest in the position and a starting salary of \$79,000.00 is more appropriate given the County’s scheduled rates for attorneys.

Mr. Coyle reviewed the attorney rates in the current salary schedule depending upon tenure/experience.

*Motion: Mr. Gott moved and Mr. Pangrazio seconded to approve the foregoing resolution..... Carried.*

**HUMAN RESOURCES – KATE HILL**

**Action Item(s) To Be Reported**

**1. ADOPTING BENEFITS FOR LIVINGSTON COUNTY EMPLOYEES NOT COVERED BY A COLLECTIVE BARGAINING AGREEMENT FOR THE YEAR 2023**

RESOLVED, that the benefits for employees of the County covered by a collective bargaining agreement shall be provided in accordance with the terms and conditions set forth within the applicable collective bargaining agreement; and be it further

RESOLVED, that employee benefits for full-time, permanent employees not covered by a collective bargaining agreement shall be provided as follows:

1. **Retirement, Sick Leave, Bereavement Leave, Holidays and Personal Leave.** Retirement, sick leave, bereavement leave, holidays and personal leave shall be provided as follows:
  - a. **Generally.** All full-time employees not covered by a collective bargaining agreement, except those specified in Paragraph (1)(b), below, shall receive these benefits as set forth in the Agreement between the County of Livingston and the Civil Service Employees Association Full-Time Unit. However, family sick leave may be used for the employee’s son/daughter regardless

of the son's/daughter's age. The County Administrator may for good cause shown waive some or all of the requirements for payment of personal leave upon a department head's termination of employment.

**b. Exceptions.**

- i. **Directors of Patient Services.** The Directors of Patient Services shall receive these benefits as set forth in the New York State Nurses' Association contract.
- ii. **Sheriff's Office Majors, Chief Deputy (Professional Standards), Captains, and Police Service Commander.** The Deputy Sheriff/Majors, Captains and the Police Services Commander shall receive these benefits as follows:
  - 1. **Chief Deputy (Professional Standards), Corrections Major, and Corrections Captain:** as set forth in the Livingston County Deputy Sheriff's Coalition contract except that family sick leave may be used for the employee's son/daughter regardless of the son's/daughter's age; and
  - 2. **Investigations and Road Patrol Captains and Police Services Commander:** as set forth in the Livingston County Coalition of Patrol Services contract except: (i) they shall not be eligible for payment in lieu of holidays, and (ii) family sick leave may be used for the employee's son/daughter regardless of the son's/daughter's age.
  - 3. **Undersheriff.** The Undersheriff shall receive retirement benefits as set forth in the Livingston County Coalition of Patrol Services contract, if eligible for same. If not eligible, the Undersheriff shall receive retirement benefits as set forth in the Agreement between the County of Livingston and the Civil Service Employees Association Full-Time Unit.

2. **Jury Duty Leave.** Employees selected for jury duty shall receive paid leave not to exceed ten (10) working days annually, when attendance as a juror is required by the court on regularly scheduled working days of the employee. Employees requesting payment for jury duty must notify their supervisors immediately upon receipt of a subpoena for jury duty as a condition of payment. An employee summoned to jury duty will cooperate with the County in a request for deferral of jury duty service whenever in the County's judgement such request is needed due to the legitimate business needs of the County. An employee on jury duty shall report to work whenever their presence for jury duty is not required during regularly scheduled working hours.

**3. Vacation.**

a. **Accrual.** All full-time employees not covered by a collective bargaining agreement, with the exception of those identified in subsection 3(c), below, will accrue vacation in accordance with the following table:

<b>Anniversary of Date of Hire</b>	<b>Vacation Accruals</b>
Upon hire	5 days
1 – 10 year	15 days
11 year	16 days
12 year	17 days
13 year	18 days
14 year	19 days
15–24 year	20 days
25 year and subsequent anniversaries	25 days

b. **Vacation Carry Over.** A maximum of three (3) working days' vacation may be held over from one anniversary year to the next. These days will not accumulate from year to year, but may be used in the new anniversary year.

c. **Department Head Accrual.** Department Heads and employees deemed by the County Administrator to be serving in a deputy capacity to the department head shall accrue 15 vacation days at the time of hire. Thereafter, they shall accrue in accordance with paragraph 3(a) above.

d. **Payment In Lieu of Vacation Time.**

Department Heads may elect to be paid for a maximum of ten (10) days of vacation in lieu of such time off. Employees who wish to make this election must inform their department leader of their election at least two weeks prior to their anniversary date. All vacation time must be earned before payment is made.

- e. **Payment of Vacation Upon Termination.** Only vacation accrued on and after the employee's first anniversary of his/her date of hire may be payable upon termination of employment. Accrued vacation will not be payable upon termination of employment unless the requirements set forth in Article 18, §4 of the CSEA full-time employee collective bargaining agreement are met. "Notice of termination" as used in Article 18, §4 subparagraph d shall mean when applied to Department Heads: (i) notice of disciplinary charges for those with Civil Service Law §75 or similar due process rights, or (ii) actual notice of termination for all others. The County Administrator may for good cause shown waive some or all of the requirements for payment of vacation upon a department head's termination of employment.

**4. Health Insurance**

- a. **Eligibility.** Full-time, permanent employees not covered by a collective bargaining agreement shall be entitled to health insurance on the first day of the month following appointment.

- b. **Plan Options.** Eligible full-time, permanent employees not covered by a collective bargaining agreement hired prior to January 1, 2014 shall have the following health insurance options: the Livingston County Premium Plan, the Livingston County Standard Plan, the Livingston County High Deductible Health Plan or substantially equivalent coverage. If such employee does not have the Premium plan or leaves the Premium Plan, that employee shall no longer be eligible for enrollment in the Premium Plan. Eligible employees hired on or after January 1, 2014 shall have the following health insurance options: the Livingston County Standard Plan, Livingston County High Deductible Health Plan (HDHP) or substantially equivalent coverage.

- c. **Employee Contributions Toward Cost of Coverage.**

- i. ***Date of hire before June 1, 2003.*** Full-time, permanent employees not covered by a collective bargaining agreement hired prior to June 1, 2003 shall not contribute to the cost of their health insurance premium. If the employee elects the HDHP the County will make an annual contribution to the employee's health savings account as follows: \$250 for a single or two-person plan; \$500 for a family plan.
- ii. ***Date of hire on or after June 1, 2003 but before January 1, 2011.*** Full-time, permanent employees not covered by a collective bargaining agreement hired on or after June 1, 2003 but before January 1, 2011, shall contribute 25% of the cost of their health insurance premium if in the Premium Plan, 15% of the cost of their health insurance premium if in the Standard Plan, or 0% of the cost of their health insurance premium if in the HDHP. If the employee elects the HDHP the County will make an annual contribution to the employee's health savings account as follows: \$250 for a single or two-person plan; \$500 for a family plan.
- iii. ***Date of hire on or after January 1, 2011 but before January 1, 2014.*** Full-time, permanent employees not covered by a collective bargaining agreement hired on or after January 1, 2011 but before January 1, 2014 shall contribute 25% of the cost of their health insurance coverage if in the Premium Plan. If, enrolled in the Standard Plan, the employee shall contribute 15% of the cost of his/her health insurance coverage. All employees in this category shall contribute 0% of the cost of their premium if in the HDHP. If the employee elects the HDHP the County will make an annual contribution to the employee's health savings account as follows: \$250 for a single or two-person plan; \$500 for a family plan.
- iv. ***Date of hire on or after January 1, 2014.*** Full-time, permanent employees not covered by a collective bargaining agreement hired on or after January 1, 2014 shall contribute 25% of the cost of their health insurance premium if in the Standard Plan for the first ten (10) years of employment. After ten years of consecutive employment, the employee shall contribute 15% of the cost of their Standard Plan health insurance premium. If the

employee elects the HDHP the employee will contribute 0% of the cost of the health insurance premium and also contribute the following to a health savings account: \$250 for a single plan and \$500 for a family plan.

d. **Health Insurance Drop Payments.**

- i. **Eligibility.** Full-time, permanent employees not covered by a collective bargaining agreement who drop or who forego County health insurance coverage shall be entitled to a "drop payment" after they have been without County health insurance for at least one year. New Department Heads who are eligible for health insurance benefits and forego such benefits are eligible for a prorated drop payment in their first year as a Department Head.
- ii. **Procedure to obtain benefit.** In order to receive a drop payment, a employee must submit a written request for the payment and provide an affidavit to the Human Resources Department proving that he/she has health insurance coverage through another source. Such written request and affidavit must be provided between **November 1 and November 15** of the year in which payment is requested.
- iii. **Date of payment.** Drop payments will be made in a pay period of December each year.
- iv. **Amount of payment.** The amount of the drop payment will be based upon the level of coverage (e.g. two person, family, etc.) the employee would have received. Payment amounts for those employees who went without coverage for a full plan year (January 1 through December 31) are as follows:
  - (a) Dropped individual coverage: \$1,800;
  - (b) Dropped two person or family no spouse coverage: \$2,700; or
  - (c) Dropped family coverage: \$3,600.For 2023, and additional monthly proration of the amount above will be made for June through December of 2022, as those months were not included in the 2022 health insurance drop payments.

e. **Dental Insurance.** Full-time, permanent employees not covered by a collective bargaining agreement shall have the option to elect dental coverage. In the event that the employee elects coverage, the County will contribute 100% of the cost of the premium. The County has the unilateral right, in its sole discretion, to: determine details of the plan, determine the plan administrator (if any), and make any other decisions and take any other actions necessary to institute and administer such plan.

f. **Retiree Health Insurance.** Full-time, permanent employees not covered by a collective bargaining agreement hired before November 8, 2006, who are eligible for and receive County health insurance benefits immediately preceding retirement shall be eligible for retiree health insurance benefits if they meet the eligibility criteria set forth in the CSEA full-time employee unit contract unless they have waived their right to this benefit in order to participate in the deferred compensation matching plan. Eligible employees who elect this benefit shall be responsible to pay the same percentage of the cost of such insurance that they paid as active employees. Full-time Department Heads hired on or after November 8, 2006 are not eligible for retiree health insurance benefits paid in whole or in part by the County, but may purchase such insurance through the County if they participated in the deferred compensation matching plan immediately preceding retirement.

g. **Health Insurance for Dependents Following Death of Department Head.** In the event that a Department Head dies in service, health insurance benefits for covered family members will be continued on the same basis as provided to employees covered by the collective bargaining agreement between Livingston County and the Civil Service Employees Association Full-Time Unit.

5. **Deferred Compensation Matching Plan.** Full-time, permanent employees not covered by a collective bargaining agreement shall be eligible to participate in the County's deferred compensation matching plan with the match not to exceed two percent (2%) of an employee's wages per pay period. Matching contributions shall be subject to applicable legal limits and requirements, including those necessary to maintain the status of the plan. The County has the unilateral right, in its sole discretion, to: determine

details of the plan, determine the plan administrator (if any), and make any other decisions and take any other actions necessary to institute and administer such plan.

6. **Flexible Spending Account.** Full-time, permanent employees not covered by a collective bargaining agreement shall be eligible to participate in the County’s Flexible Spending Account

Be it further RESOLVED, that employee health insurance benefits for part-time, seasonal and temporary employees not covered by a collective bargaining agreement shall be provided as follows:

1. **Health Insurance.**
  - a. **Eligibility.**
    - i. Salaried part-time, permanent employees not covered by a collective bargaining agreement, other than Board of Supervisors members, shall be entitled to health insurance coverage. Newly hired employees will be eligible for coverage on the first full month following employment with the County. Thereafter, such employees may enroll in coverage during an open enrollment period or within 30 days of a qualifying event.
    - ii. Other part-time, seasonal and temporary Department Heads will be offered health insurance coverage as required by the Patient Protection and Affordable Care Act (“ACA”) for “full-time” employees as defined by the ACA. Employees who wish to participate must enroll by the deadline provided by the County in its offer of coverage. Enrollment will require the submission of a completed enrollment form and any other required documentation.
  - b. **Plan Options.** Employees eligible for coverage under this section may participate in the Livingston County Standard Plan or substantially equivalent coverage.
  - c. **Employee Contributions Toward Cost of Coverage.** Deductions for premiums will be made from the employee’s pay. If the employee’s pay is insufficient to cover the premiums, the employee must make arrangements with the County Treasurer’s Office to pay the premiums directly. Failure to pay premiums as required will result in cancellation of coverage. All employees, except those set forth in Paragraph 1(c)(i) below, eligible for coverage under this section who enroll will be responsible for paying 100% of the premium cost.
    - i. Salaried part-time, permanent attorneys employed by the County eligible for coverage under this section who enroll will be responsible for paying 40% of the premium cost.

Kate Hill reviewed the benefit changes for employees not covered by a collective bargaining agreement. The reason for this resolution now is because open enrollment happens in November for several items and therefore needs to be approved now. There was discussion on the new high deductible plan with a \$3,000/\$6,000 deductible. You pay out of pocket until you reach your deductible amount. There was discussion on the HSA and break even amounts. There was further discussion on the high deductible plan.

*Motion: Mr. Pangrazio moved and Mr. Wadsworth seconded to approve the foregoing resolution with the correction to 4.d.iv..... Carried.*

**Pre-approved Informational Item(s) To Be Reported**

1. Recruitment/CNR Job Fair-Ms. Hill reported that this was a good event/response with a number of new to us applicants. Nine jobs were filled.
2. 2023 Civil Service Seminar-An invitation was sent to all Town Supervisors to send their staff that handle civil service at the town level.
3. NYS Health Care Worker Bonus Program – Ms. Hill explained that they are working to determine those eligible employees.

**COUNTY TREASURER – AMY DAVIES**

**Action Item(s) To Be Reported**

**1. AUTHORIZING CONVEYANCE OF COUNTY PROPERTIES ACQUIRED BY TAX DEEDS**

WHEREAS, the County of Livingston acquired title to the following parcels of land, and has approved the sale of said parcels, it is, hereby

Tax Map #	Formerly Owned /Assessed To	Conveyed to Purchaser	Village/Town	Price

175.-1-20	Robert Gross Et Al	Robin M. and Terry J. Muchler	Sparta	\$150,000.00
175.-1-48	Robert P. Gross	James A. and Kathi Culbertson	Sparta	\$100,000.00

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute the quit-claim deeds of conveyance and any and all related documents prepared by the County Attorney to complete the aforesaid conveyances.

Ms. Davies reviewed the properties to be approved. These were the parcels pulled at the last minute due to a bankruptcy filing. The proper paperwork was not filed so we are now moving forward with these parcels.

*Motion: Mr. LeFeber moved and Mr. Wadsworth seconded to approve the foregoing resolution Carried.*

**Pre-approved Informational Item(s) To Be Reported**

1. **AUDIT RFP UPDATE**-Mr. Coyle reported that there reviewed the they will have

**CLERK OF THE BOARD – MICHELE REES**

**Action Item(s) To Be Reported**

1. **ESTABLISHING STANDARD WORK DAY AND RETIREMENT REPORTING CREDIT**

RESOLVED, that the Livingston County Board of Supervisors hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this body:

Dept.	Title	Name	Standard Work Day Hrs/day	Term	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on record of activities)	3-Month Log Recd or Recert Eligible (new terms)
							Elected Officials
BOS	Supervisor - Geneseo	Wadsworth, William S	6	1/1/2020-12/31/2023	N	1.36	2020-Present

*Motion: Mr. Pangrazio moved and Mr. Gott seconded to approve the foregoing resolution..... Carried.*

**CENTRAL SERVICES – WILLIAM MANN**

**Action Item(s) To Be Reported**

1. **ACCEPTING THE REPORT FROM THE COMMITTEE ON WORKERS' COMPENSATION INSURANCE ESTIMATE AND APPORTIONMENT OF COUNTY SELF-INSURANCE FOR THE YEAR 2023**

WHEREAS, the Ways and Means Committee has submitted the following annual estimate and apportionment of expenses for the Livingston County Self-Insurance Plan for the fiscal year beginning January 1, 2023 and ending December 31, 2023, pursuant to Section 67 Paragraph 1 of the Workers' Compensation Law.

**LIVINGSTON COUNTY SELF INSURANCE PLAN  
ANNUAL ESTIMATE AND APPORTIONMENT OF EXPENSES  
1-Jan-23**

AWARDS:	\$1,500,000.00	
MEDICAL:	\$545,000.00	
CLAIM	\$140,000.00	
EXP:		
		SUBTOTAL \$2,185,000.00

ADMINISTRATIVE COSTS:

Administration (PMA/Self Funding)	\$106,300.00			
W.C. Board Assessments	\$150,000.00			
Excess Insurance	\$250,000.00			
		SUBTOTAL	\$506,300.00	
CONTRIBUTION TO RESERVE FUND		SUBTOTAL	\$300,000.00	
			TOTAL	\$2,991,300.00
LESS: RECOVERIES	\$380,000.00			
LESS: INTEREST INCOME	\$5,000.00			
LESS: INTERFUND REVENUES	\$1,500,000.00			
		LESS	\$1,885,000.00	
AMOUNT TO BE RAISED BY TAX				\$1,106,300.00

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**APPORTIONMENT OF WORKERS' COMPENSATION  
INSURANCE FOR THE YEAR 2023**

PARTICIPANTS	RATIO	ASSESSED VALUES 2021	FULL VALUES	% OF TOTAL COST OF AMOUNT TO BE RAISED (50% Assessment 50% Experience)	2022	SHARE	2023	SHARE
					OF	OF	OF	OF
					PARTICIPANT	PARTICIPANT	PARTICIPANT	PARTICIPANT
<b>TOWNS</b>								
Avon	91.00%	\$492,249,707	\$540,933,744	2.99%	\$33,582		\$33,125	
Caledonia	93.00%	\$325,780,515	\$350,301,629	2.00%	\$22,016		\$22,101	
Conesus	85.00%	\$211,687,536	\$249,044,160	1.59%	\$16,214		\$17,639	
Geneseo	98.00%	\$655,149,965	\$668,520,372	3.96%	\$38,973		\$43,854	
Groveland	86.00%	\$199,735,550	\$232,250,640	1.37%	\$15,013		\$15,118	
Leicester	95.00%	\$160,079,477	\$168,504,713	1.12%	\$11,870		\$12,355	
Lima	93.00%	\$306,993,591	\$330,100,635	2.16%	\$23,718		\$23,922	
Livonia	90.00%	\$624,029,735	\$693,366,372	4.08%	\$44,029		\$45,129	
Mt. Morris	90.00%	\$209,969,542	\$233,299,491	1.50%	\$15,943		\$16,608	
North Dansville	99.00%	\$251,116,020	\$253,652,545					
				1.56%	\$16,875		\$17,300	
Nunda	90.00%	\$150,468,139	\$167,186,821	1.19%	\$10,373		\$13,172	
Ossian	99.00%	\$82,290,881	\$83,122,102	0.61%	\$6,488		\$6,715	
Portage	90.00%	\$57,235,361	\$63,594,846	0.52%	\$6,292		\$5,807	
Sparta	99.00%	\$108,264,378	\$109,357,958	0.77%	\$8,373		\$8,533	
Springwater	85.00%	\$140,595,777	\$165,406,796	1.12%	\$12,229		\$12,391	
West Sparta	96.00%	\$99,657,568	\$103,809,967	0.72%	\$10,525		\$7,958	
York	95.00%	\$278,354,173	\$293,004,393	1.98%	\$20,528		\$21,911	
<b>TOTALS</b>		\$4,353,657,915	\$4,705,457,184	29.25%	\$313,039		\$323,637	
<b>COUNTY</b>								
Livingston County		\$4,353,657,915	\$4,705,457,184	59.75%	\$654,218		\$661,001	

**VILLAGES**

Avon	91.00%	\$194,502,651	\$213,739,176	1.98%	\$22,140	\$21,879
Caledonia	93.00%	\$115,261,808	\$123,937,427	1.05%	\$10,812	\$11,587
Dansville	99.00%	\$185,155,646	\$187,025,905	2.11%	\$20,736	\$23,375
Geneseo	98.00%	\$275,297,932	\$280,916,257	2.53%	\$30,561	\$28,014
Leicester	95.00%	\$21,230,989	\$22,348,409	0.18%	\$1,890	\$1,974
Lima	93.00%	\$97,862,279	\$105,228,256	0.80%	\$8,651	\$8,831
Livonia	90.00%	\$72,125,400	\$80,139,333	0.55%	\$5,598	\$6,135
Mt. Morris	90.00%	\$97,007,338	\$107,785,931	1.29%	\$15,567	\$14,261
Nunda	90.00%	\$44,913,586	\$49,903,984	0.51%	\$4,889	\$5,606
<b>TOTALS</b>		\$1,103,357,629	\$1,171,024,678	11.00%	\$120,843	\$121,662
<b>GRAND TOTALS</b>		<b>\$9,810,673,459</b>	<b>\$10,581,939,046</b>	<b>100.00%</b>	<b>\$1,088,100</b>	<b>\$1,106,300</b>

WHEREAS, the Ways and Means Committee recommends the adoption of the report; now, therefore, be it

RESOLVED, that the estimate and apportionment of expenses be approved as submitted; and be it further

RESOLVED, that pursuant to Section 67, Paragraph 1, of the Workers' Compensation Law, the amount apportioned to the County and each of the participating towns as set forth in the foregoing report be levied and assessed upon the taxable property of the County, and that other participating municipalities make payment to the County Treasurer not later than thirty days after the commencement of the participants next fiscal year; and be it further

RESOLVED, that certified copies of this report and resolution be forwarded to each participant of this plan.

Mr. Mann reviewed the plan for approval.

*Motion: Mr. Gott moved and Mr. Pangrazio seconded to approve the foregoing resolution..... Carried.*

**OTHER – CHAIRMAN LEFEBER**

**Action Item(s) To Be Reported**

**1. RESOLUTION OPPOSING RECENTLY ENACTED NEW YORK STATE LEGISLATION REGULATING LEGALLY AUTHORIZED CONCEALED CARRY GUN PERMITS AND BANNING CONCEALED CARRY IN PUBLIC PLACES**

WHEREAS, on July 1, 2022, Governor Hochul signed into law Senate Bill S.51001/Assembly Bill A.41001, which amended the State's penal law, general business law, executive law, civil practice law and rules, and state finance law, in relation to licensing and other provisions relating to firearms. Together, these amendments serve to make the process for obtaining a concealed carry gun permit overly involved, lengthy, and burdensome, including, among other things, requiring citizens to divulge their social media accounts; and

WHEREAS, one of the most onerous provisions makes it a felony for any individual who has a valid concealed carry permit to bring a firearm into a sensitive location, which includes ANY public park or playground, place of worship, or restaurant that serves beer, wine or liquor. These are all locations where residents and businesses live, operate, work, socialize, and worship; and

WHEREAS, these legislative amendments are the result of a knee-jerk, unvetted, and political reaction to the recent United States Supreme Court decision in *New York State Rifle and Pistol Association, Inc., v. Bruen, et al.* and was rushed through the State Legislature without public discussion, input, or knowledge; and

WHEREAS, the Livingston County Board of Supervisors considers these legislative changes to be an absolute infringement upon our citizen's Second Amendment right to bear arms and an overt infringement upon freedom and liberty in New York State that completely fails to address the problem of escalating crime and illegal firearms; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors is strongly against the new gun control legislation and the changes made to the concealed carry gun permitting process and therefore calls for its immediate repeal; and be it further

RESOLVED, that the Livingston County Board of Supervisors also vehemently and adamantly opposes



the new legislative provisions restricting the locations where a law-abiding citizen with a proper concealed carry permit may lawfully carry a concealed weapon as these restrictions violate the holding of *New York State Rifle and Pistol Association, Inc., v. Bruen, et al.* This Board calls for the repeal of these provisions as well; and be it further

RESOLVED, that the Livingston County Board of Supervisors calls upon all other municipalities within the State of New York, the American Civil Liberties Union, the American Center for Law and Justice, and any and all advocates who claim to protect freedom and liberty in the United States, to immediately challenge these recent legislative changes; and be it further

RESOLVED, that the Clerk of the Livingston County Board of Supervisors shall forward certified copies of this Resolution to the Governor of the State of New York Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Senator Patrick Gallivan, Senator George M. Borrello, Speaker of the New York State Assembly Carl Heastie, Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Chairman LeFeber reported that there was interest in passing a resolution on this legislation.

*Motion: Mr. Pangrazio moved and Mr. Wadsworth seconded to approve the foregoing resolution Carried.*

**COUNTY ADMINISTRATOR – IAN COYLE (Attachments)**

**Action Item(s) To Be Reported**

**1. APPROVING ABSTRACT OF CLAIMS #9B-SEPTEMBER 28, 2022**

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #9B dated September 28, 2022 in the total amount of \$3,288,302.70.

*Motion: Mr. Wadsworth moved and Mr. LeFeber seconded to approve the foregoing resolution Carried.*

**2. AMENDING 2022 LIVINGSTON COUNTY BUDGET: CENTRAL SERVICES (2), MENTAL HEALTH & OFFICE FOR THE AGING (2)**

RESOLVED, that the Livingston County Treasurer is authorized and directed to make the requested Budget Amendments per the Budget Amendment entries that have been approved by the Livingston County Administrator.

Mr. Coyle reviewed the amendments for approval.

*Motion: Mr. Gott moved and Mr. LeFeber seconded to approve the foregoing resolution..... Carried.*

**3. AUTHORIZING TRANSFER OF FUNDS: DEPARTMENT OF HEALTH (2)**

RESOLVED, that the Livingston County Treasurer is authorized and directed to make the requested transfers per the Budget Amendment entries that have been approved by the Livingston County Administrator.

Mr. Coyle reviewed the internal transfers.

*Motion: Mr. Wadsworth moved and Mr. Pangrazio seconded to approve the foregoing resolution Carried.*

**4. DECLARING SURPLUS PROPERTY: SHERIFF’S OFFICE**

WHEREAS, the County of Livingston owns surplus personal property that is no longer necessary for public use; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby declares the following item(s) as surplus property to be disposed of as determined by the County Administrator:

**Sheriff’s Office**

Quantity	Year, Make & Model	Mileage/Hours	Serial #
1	2013 Chevrolet Tahoe	201,282	1GNSK2E08DR349844
1	2015 Chevrolet Tahoe	207,913	1GNSK3EC9FR527585

*Motion: Mr. Gott moved and Mr. Pangrazio seconded to approve the foregoing resolution..... Carried.*

**5. AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR 457 & 401(A) DEFERRED COMPENSATION PLANS – VALIC RETIREMENT SERVICES CO., D/B/A COREBRIDGE FINANCIAL**

WHEREAS, the County of Livingston solicited a Request for Proposal for 457 & 401(a) Deferred

Compensation Plans, and eight proposals were received, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract, which is determined to be the most qualified to provide said services, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>VALIC Retirement Services Co. (VRSCO)</b> <b>d/b/a Corebridge Financial</b> 2929 Allen Parkway Houston, TX 77019	10/1/2022-9/30/2027 with the option for two one- year extensions	\$.00

For: Plan administration of the County’s Deferred Compensation plans.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
N/A	0%	N/A

Mr. Coyle reviewed the plans for County employees, the interview process and VRSCO experience. There is no cost to the County. The agreement is a number of days per month in addition to call response.

*Motion: Mr. LeFeber moved and Mr. Gott seconded to approve the foregoing resolution.....Carried.*

**Pre-approved Informational Item(s) To Be Reported**

1. CNR Update-Mr. Coyle gave a brief facility update and some highlights from the biweekly report. We had a really good meeting with the union last week. There was discussion on the need to look at the financial reporting and the need for better information before moving into the budget process. Mr. Coyle explained that the budget number today might not be the final number in the budget. We have three director applications at present with one temporary type applicant for a temporary basis. Mr. Coyle reviewed several directions that we could take in the budget to support the nursing home. There was discussion on determining a timeline to see if there is improvement over one, three or six months. There was discussion on the facility waiting list.
2. 2023 Budget Planning /Initial Looks-Mr. Coyle is working on the tax levy max number with the Treasurer.
3. Fiscal Stress Scores-We are waiting for the report to come out from the Comptroller.
4. Fund Balance Levels-The audit shows us in a sizeable cash position in the reserve accounts with the exception of the nursing home.
5. Discussing Revisions To The Livingston County Purchasing Policy-Ashley Scutt reviewed the changes to the purchasing policy. Mr. Coyle explained that we have a fee revenue that comes back to us when we use the County Pcard/credit card. We’ve found that some counties are allowed to use the card and those vendors are not allowing us to use it. There was discussion on how there are only certain department vehicle purchases requiring a resolution. There was discussion on purchases of vehicles and equipment needing a resolution for any costing more than \$20,000. There was discussion on the vehicle surplus process.

**ADOPTING REVISIONS TO THE LIVINGSTON COUNTY PURCHASING POLICY**

WHEREAS, pursuant to Section 104-b of the General Municipal Law, the Livingston County Board of Supervisors is required to review its purchasing policy on an annual basis; and

WHEREAS, that review has been completed and certain revisions have been recommended; and

WHEREAS, the Ways and Means Committee has reviewed these recommendations and has approved incorporating those revisions into the Livingston County Purchasing Policy; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby adopts the attached Livingston County Purchasing Policy, effective September 28, 2022, with said policy superseding the existing purchasing policy.

*Motion: Mr. Pangrazio moved and Mr. Gott seconded to approve the foregoing resolution Carried.*

**ADJOURNMENT**

Mr. Pangrazio moved and Mr. Wadsworth seconded to adjourn meeting at 2:59 p.m.

Respectfully submitted,  
Michele R. Rees, IIMC-CMC  
Clerk of the Board